

ENROLLED ACT NO. 32, SENATE

SIXTY-THIRD LEGISLATURE OF THE STATE OF WYOMING
2016 BUDGET SESSION

AN ACT relating to railroad quiet zones; providing for administration of the railroad quiet zone program as specified; specifying grant matching requirements; reappropriating funds; repealing existing law regarding railroad quiet zones; and providing for an effective date.

Be It Enacted by the Legislature of the State of Wyoming:

Section 1.

(a) The department of transportation and the transportation commission shall administer a railroad quiet zone program in conformity with the standards prescribed in 49 C.F.R. Part 222 for the establishment of quiet zones or the installation of wayside horns to minimize the sounding of locomotive horns in populated areas. Program projects shall be prioritized in accordance with the 2009 Wyoming Quiet Zone study conducted pursuant to 2008 Wyoming Session Laws, Chapter 48, Section 335.

(b) The department of transportation and the transportation commission shall arrange the assessed valuation of each county in descending order by county and shall require the following matching funds from the sponsoring governmental entity:

(i) For the bottom seven (7) counties in the list created, a two percent (2%) match is required;

(ii) For the middle eight (8) counties in the list created, a thirteen percent (13%) match is required;

(iii) For the top eight (8) counties in the list created, a thirty percent (30%) match is required.

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(c) The department of transportation and the transportation commission shall commit funds for the projects based upon the prioritization list developed in the 2009 Wyoming Quiet Zone study. If a sponsoring governmental entity has not committed required funding to undertake a project, the department of transportation and the transportation commission may fund lower priority projects as funds allow. For each project the funds shall be utilized for the lowest cost, most feasible proposal as determined by diagnostic review, or as otherwise recommended by the 2009 Wyoming Quiet Zone study. Any costs for improvements exceeding the lowest cost, most feasible proposal or recommendation shall be paid entirely by the sponsoring government entity.

(d) Up to one million one hundred thousand dollars (\$1,100,000.00) of unexpended, unobligated amounts remaining in the railroad quiet zone account established under 2011 Wyoming Session Laws, Chapter 88, Section 45, Footnote 7 is reappropriated to the railroad quiet zone account which is hereby established and shall only be used for the purposes of this act. Notwithstanding W.S. 9-2-1008, 9-2-1012(e) and 9-4-207, any amounts in the account in excess of one million one hundred thousand dollars (\$1,100,000.00) and any additional funds not obligated by a letter of intent from a participating governmental entity with identified matching funds by January 1, 2017 shall revert to the budget reserve account immediately. Funds reappropriated in this section shall not be transferred or expended for any other purpose and any unexpended, unobligated funds remaining from this reappropriation shall revert as provided by law on June 30, 2018.

Section 2. 2014 Wyoming Session Laws, Chapter 26, Section 45, Footnote 7 is repealed.

ORIGINAL SENATE
FILE NO. SF0009

ENGROSSED

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Section 3. This act is effective immediately upon completion of all acts necessary for a bill to become law as provided by Article 4, Section 8 of the Wyoming Constitution.

(END)

Speaker of the House

President of the Senate

Governor

TIME APPROVED: _____

DATE APPROVED: _____

I hereby certify that this act originated in the Senate.

Chief Clerk